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12
13 IN THE UNITED STATES DISTRICT COURT
14 EASTERN DISTRICT OF CALIFORNIA

15 UNITED STATES OF AMERICA,

16 CASE NO. 1:22-CR-00161-ADA-BAM

17 Plaintiff,

18 STIPULATION TO VACATE TRIAL DATE, SET
19 CHANGE OF PLEA HEARING; FINDINGS AND
20 ORDER

v.

21 JOSEPH WALPOLE,

22 DATE: March 22, 2023

Defendant.

TIME:

COURT:

23
24
25 STIPULATION

26 Plaintiff United States of America, by and through its counsel of record, and defendant, by and
27 through defendant's counsel of record, hereby stipulate as follows:

28 1. By previous order, this matter was set for a status hearing on March 22, 2023.

1. By this stipulation, defendant now moves to vacate the status hearing and set the matter
2. for change of plea before the Court as to defendant WALPOLE for March 6, 2023.

3. The parties agree and stipulate, and request that the Court find the following:

a) As the defendant does not intend on going to trial, the parties request that the
status hearing date be vacated. Vacating the status hearing will conserve judicial resources for a
case that has been resolved.

b) By previous Court order, time was excluded under the Speedy Trial Act, 18
U.S.C. § 3161, et. seq., through and including March 22, 2023. For this reason, there is no need
for an additional exclusion of time.

1 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the
2 Speedy Trial Act dictate that additional time periods are excludable from the period within which
3 a trial must commence.

4 IT IS SO STIPULATED.

5
6 Dated: February 14, 2023

7 PHILLIP A. TALBERT
United States Attorney

8 _____
9 /s/ ALEXANDRE DEMPSEY
10 ALEXANDRE DEMPSEY
11 Assistant United States Attorney

12 Dated: February 14, 2023

13 _____
14 /s/ MICHAEL MCKNEELY
15 MICHAEL MCKNEELY
16 Attorney for Defendant
17 Joseph Walpole

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19 **ORDER**

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21 At the request of the parties, the March 22, 2023 status hearing in the above case is **VACATED**
22 and parties shall appear on March 6, 2023 for a change of plea hearing.

23
24 IT IS SO ORDERED.

25
26 Dated: February 14, 2023

27
28 _____
UNITED STATES DISTRICT JUDGE